

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

MARTHA WONG and DANIEL A.  
BERNATH,

3:13-cv-02209-ST

ORDER

Pro Se  
Plaintiffs,

v.

RANDY ROSENBLATT, and individual  
doing business as DISABILITY  
NW LLC, DISABILITY LAW OFFICE NW,  
LLC, MICK ROSENBLATT, LIELA  
ROSENBLATT, BARNSLEY ENTERPRISE  
LLC, PAT GOODMAN, LEILA R.  
AND MILTON L. ROSENBLATT  
LIVING TRUST, ROBERT GREEN,  
MILTON L. GOODMAN, ONPOINTE  
COMMUNITY CREDIT UNION, and  
DANIEL MULTOPS,

Defendants.

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PAT GOODMAN, DISABILITY LAW OFFICE  
NW, LLC, LIELA ROSENBLATT,  
LIELA R. AND MILTON L. ROSENBLATT  
LIVING TRUST, MICK ROSENBLATT,  
ROBERT GREEN, and RANDY ROSENBLATT,

Counter-Claimants,

v.

**MARTHA WONG and DANIEL A.  
BERNATH**

**Counter-Defendants.**

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Enterprise LLC, and Defendants  
and Counter-Claimants Randy  
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Liela Rosenblatt, Pat Goodman,  
Leila R. and Milton L. Rosenblatt  
Living Trust and Robert Green

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**BROWN, Judge.**

Magistrate Judge Janice M. Stewart issued Findings and Recommendation (#112) on March 4, 2014, in which she recommends this Court dismiss this action without prejudice for lack of subject matter jurisdiction. On April 7, 2014, this Court took under advisement Plaintiffs' Motion (#3) to Appoint Receiver and/or Motion for Preliminary Injunction and review of the Magistrate Judge's Findings and Recommendation (#112).

No objections were filed to the Magistrate Judge's Findings and Recommendations. On March 17, 2014 before the deadline to file objections, however, Plaintiffs filed a Motion Motion (#126) for Leave to file a Third Amended Complaint (which the Court notes should be a reference to a Second Amended Complaint). The Magistrate Judge entered an Order (#138) taking Plaintiff's Motion (#126) for Leave under advisement on April 21, 2014.

Because no objections to the Magistrate Judge's Findings and Recommendation were timely filed, this Court is relieved of its obligation to review the record *de novo*. See also *Dawson v. Marshall*, 561 F.3d 930, 932 (9<sup>th</sup> Cir. 2009); *United States v.*

*Reyna-Tapia*, 328 F.3d 1114, 1121 (9<sup>th</sup> Cir. 2003) (*en banc*).


Having reviewed the legal principles *de novo*, the Court does not find any error.

**CONCLUSION**

The Court **ADOPTS** Magistrate Judge Stewart's Findings and Recommendation (#112) and **DISMISSES** without prejudice Plaintiffs' First Amended Complaint (#98) for lack of subject matter jurisdiction. The Court also **DENIES** Plaintiffs' Motion (#3) to Appoint Receiver and/or for Preliminary Injunction for lack of subject matter jurisdiction. The Court's ruling herein is without prejudice to the Magistrate Judge's consideration of Plaintiffs' Motion (#126) for Leave to Amend.

IT IS SO ORDERED.

DATED this 11<sup>th</sup> day of April, 2014.

  
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ANNA J. BROWN  
United States District Judge